

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED.

Date of first receipt and filing in State Engineer's office OCT 1 1958

Returned to applicant for correction OCT 21 1958

Corrected application filed

The undersigned Muddy Valley Irrigation Company
(Name of applicant.)

of Overton, Nevada, County of Clark

State of Nevada, hereby makes application for permis-

sion to change the point of diversion, manner and place of use

of water heretofore appropriated under Decree in the matter of Muddy Valley Ir. Co., a corporation et al vs Moapa and Salt Lake Produce Co. a corporation et al in the 10th Judicial District Court of Nevada in and for the County of Clark Certificate No. 266 and being proof No. 01627
(State nature of right that is the basis of this application, i. e., vested, decreed or permitted right.)

1. The source of water supply is Warm Springs tributary of Muddy River
2. The quantity of water desired to be changed 1 C. F. S.
(Acre feet, second feet.)
3. The water is to be used for Municipal and Domestic purposes
4. The water heretofore used for Irrigation and Domestic
5. Place of use under existing appropriation 2244.8 acres in following
(Under irrigation give number acres subdivisions; of Certificate No. 266 as follows: In Tp. 15 S., R. 67 E. Sec. 15 SE $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 21 the SE $\frac{1}{4}$ NE $\frac{1}{4}$: NE $\frac{1}{4}$ NE $\frac{1}{4}$; Section 22 NE $\frac{1}{4}$ NW $\frac{1}{4}$; and description in respect to Government Land Survey; under any other use give location as being within a 40-acre SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 27 NE $\frac{1}{4}$ NW $\frac{1}{4}$: NW $\frac{1}{4}$ NE $\frac{1}{4}$; See list on page 3 subdivision.) NW $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; x
6. Proposed place of use under this application will be the same as now served and as listed under paragraph 5 to which is added T. 14 S. R. 66 E. Sec. 31 NW $\frac{1}{4}$ SW $\frac{1}{4}$; T. 15 S. R. 66 E. Sec. 5 NE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 4 SW $\frac{1}{4}$ SE $\frac{1}{4}$; At Glendale of acres and description in respect to Government Land Survey; under any other use give location as being within a Station NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 2 and W $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1. Others may come in as work progresses. Who share costs of pipe (10-acre subdivision.)
7. The water is to be diverted from its source at the following point: 1. The water to be diverted through the pipes will likely be diverted at a point S. 86° 24' E. 2035 feet from the NE Cor. Sec. 21, T. 14 S., R. 65 E. (Describe as being within a 40-acre subdivision of public survey or by course and distance to a section corner.)
8. The existing point of diversion under the former appropriation is as follows: S. 77° 59' W. 1350 feet from the NE Cor. Sec. 21, T. 15 S. R. 67 E. (If point of diversion is not changed do not answer.) M.D. & M
9. Number and kind of animals proposed to be watered 1000 head of cattle
10. Use will begin about Jan. 1st and end about Dec. 31st of each year.
(Month) for irrigation (Month)
11. The water has been used heretofore during the months of May 1st to Oct. 1st and Oct. 1st to May 1st for Domestic use 12 of each year month of
12. Remarks

13. Description of proposed works No extensive diversion works is contemplated.
A concrete box will be built from which the pipes will divert the water
coming from the spring. All not entering the pipes will flow as it does now
to the main stream to be diverted as it is now done for irrigation purposes
only. It is the intention to divert as usual at the present point of diversion
and also through the pipe system for domestic purposes at the point named here-
in. There is no intention to deliver more than now decreed but at two diversion
points namely at the spring and also as at present from the main river. Both
diversions not to exceed the 32,0068 c.f.s.

14. Estimated cost of works \$100,000.00

Five

15. Estimated time required to construct the works is Three years

Muddy Valley Irrigation Company Applicant

By s/ Emerson Leavitt
President

OF STATE ENGINEER

APR 6 1959

WITHDRAWN BY APPLICANT

Edmund A. Muth
STATE ENGINEER

Sho

Continuation of Paragraph No. 5 Section 27, T. 15 S., R. 67 E. SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 26 SW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 35 SE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NW $\frac{1}{4}$; Sprole-Averitt Ditch Section 27, NW $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 34 NE $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$; Section 2, T. 16 S., R. 67 E. NW $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; - Sec. 12, T. 16 S. R. 67 E. NE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$; ~~Sec. 13~~ SW $\frac{1}{4}$ SW $\frac{1}{4}$ - Sec. 13 NW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$ - Sec. 18 T. 16 S., R. 68 E. SW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NW $\frac{1}{4}$ - Sec. 1, T. 16 S., R. 67 E. SE $\frac{1}{4}$ SW $\frac{1}{4}$; Section 7 T. 16 S., R. 68 E. SW $\frac{1}{4}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 12, T. 16 S., R. 67 E. NE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$ - T. 16 S., R. 67 E. Section 2 SW $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$; Section 3 SE $\frac{1}{4}$ SE $\frac{1}{4}$; Section 10 NE $\frac{1}{4}$ NE $\frac{1}{4}$; Section 11 NW $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$; Section 13 NW $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$; ~~SE $\frac{1}{4}$ SE $\frac{1}{4}$~~ SW $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; Sec. 14, T. 16 S., R. 68 E. NE $\frac{1}{4}$ NE $\frac{1}{4}$; Section 18 SW $\frac{1}{4}$ SW $\frac{1}{4}$; Section 19 SW $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; T. 16 S., R. 67 E. Sec. 24; NW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; Section 30, T. 16 S., R. 68 E. NW $\frac{1}{4}$ NE $\frac{1}{4}$; Section 19, T. 16 S., R. 68 E; SE $\frac{1}{4}$ SE $\frac{1}{4}$; Section 30 SW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 29 NW $\frac{1}{4}$ NW $\frac{1}{4}$; T. 17 S., R. 68 E. Section 10 SE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$; Section 11 NW $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$; Section 14 NW $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; Section 2 SW $\frac{1}{4}$ SW $\frac{1}{4}$; Section 3 SE $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; Section 11 NW $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Note: The are as above described is to be irrigated as usual but the water heretofore used for domestic purposes is now to be conveyed to the homes in pipes instead of in distribution pipes heading in the canal at the point of diversion of the canal and and the communities grow more and more water will be needed to be used for Domestic purposes and less and less applied to irrigation but time only can tell what and how much. This application is made however for sufficient to use all the flow of the spring if and when the pipe line will carry it but any amount not delivered through the pipe will be diverted as usual at the head of the canal as at present.

As to the place of use of the water obtained through change of the diversion point it must be remembered that there is no change in the place of use except as to the residents and owners of lands along the way where water for Domestic purposes is required, who assist in the cost of the construction of the pipe line.

The water herein designated has been used through an open ditch for Domestic uses and has been diverted along with the irrigation water before letting it into the distribution system of pipes to the homes and places of use. The Extent to which water is diverted through the pipes and distributed to the home and lawns to that extent the amount to be diverted for irrigation purposes will be decreased. Up to this date there has been no distribution in the amount diverted through the canal ~~but~~ though a part was later used for Domestic purposes. Now the intention is to divert at the spring source through the pipes thus decreasing the amount to be diverted for irrigation purposes. While more water is now asked for to be diverted through the pipes all that is permitted to return to the Creek will be diverted by way of the ditch as heretofore. More is asked for to permit growth of the communities along the pipe line measurement to be made of the amount through the pipes the balance to be diverted through the canal system.

